

Proceedings of the Waukesha County Board of Supervisors
Tuesday, February 25, 2003 – 9:00 a.m.

Roll Call: Thelen, Carlson, Marchese, Broesch, Jeskewitz, Dwyer, Haukohl, Wolff, Harenda, Griffin, Swan, Manke, Behrend, Fanfelle, Kipp, Kolb, Bruce, Pronold, Silva, Cummings, Klein, Jaske, Thomas, Nilson, Stroud, Gundrum, Pavelko, Singert and Seitz

Supervisors Herro, Morris, Stamsta and Paulson notified the Chairman they would be absent.

Supervisor Sonnentag notified the Chairman he would be late.

Supervisor LaPorte arrived late.

Supervisor Thomas left the meeting early.

There were no public comments.

Supervisor LaPorte arrived.

The County Clerk announced the County Executive signed all ordinances from the January 28, 2003 Board meeting. The County Clerk announced all Supervisors received notice of two claims filed.

Supervisor LaPorte moved to approve the minutes of January 28, 2003. Supervisor Jaske seconded the motion and it carried by a voice vote unanimously.

There was a presentation by Airport Commission Chair Ray Perry and Airport Manager Keith Markano on the 2001 Annual Report of the Waukesha County Airport.

Ordinance 157-O-116 (157-108) was presented for action. (Amend the Text of the Town of Mukwonago Zoning Ordinance to Create Section 2.02 (68A) and Repeal and Recreate Section 3.12(1)(B) of the Town of Mukwonago Zoning Ordinance as it Relates to “Rural Structures” (ZT-1471)

Supervisor Kolb moved to adopt Ordinance 157-O-116 (157-108). Supervisor Jaske seconded the motion.

Supervisor Pavelko left the room.

The Board was polled and twenty-nine (29) votes were cast. Supervisor Pronold voted “no”. The rest, twenty-eight (28) voted “aye”. The ordinance was adopted.

Ordinance 157-O-118 (157-109) was presented for action. (Approve Land Use Permit for an Easement to Construct, Operate and Maintain Above Ground Transmission Lines)

Supervisor Kolb moved to adopt Ordinance 157-O-118 (157-109). Supervisor Thomas seconded the motion.

Supervisor Pavelko returned.

The Board was polled and thirty (30) votes were cast, all “aye”. The ordinance was adopted.

Ordinance 157-O-119 (157-110) was presented for action. (Endorse the Receipt and Expenditure of Federal Grant for Mosquito Assessment and Control Related to the West Nile Virus and Other Mosquito-Borne Viruses that Cause Human Illness in the City of Waukesha)

Supervisor Kolb moved to adopt Ordinance 157-O-119 (157-110). Supervisor Jeskewitz seconded the motion. The Board was polled and thirty (30) votes were cast, all “aye”. The ordinance was adopted.

Ordinance 157-O-110 (157-111) was presented for action. (Appropriate Funds to the Department of Public Works, Highway Operations Fund 2003 Budget)

Supervisor Manke moved to adopt Ordinance 157-O-110 (157-111). Supervisor Bruce seconded the motion. The Board was polled and thirty (30) votes were cast. Supervisor Kipp voted “no”. The rest, twenty-nine (29) voted “aye”. The ordinance was adopted.

Ordinance 157-O-111 (157-112) was presented for action. (Laying Out, Relocation and Improvement of County Trunk Highway “J” – Waukesha County Project, Project I.D. 2748-01-71, C.T.H. “J”/S.T.H. 164, Rockwood Drive to S.T.H. 190 – City of Pewaukee and Village of Pewaukee, Waukesha County)

Supervisor Manke moved to adopt Ordinance 157-O-111 (157-112). Supervisor Pronold seconded the motion. The Board was polled and thirty (30) votes were cast. Supervisor Singert voted “no”. The rest, twenty-nine (29) voted “aye”. The ordinance was adopted.

Ordinance 157-O-112 (157-113) was presented for action. (Waukesha Water Utility Easement, Waukesha County Courthouse)

Supervisor Manke moved to adopt Ordinance 157-O-112 (157-113). Supervisor LaPorte seconded the motion. The Board was polled and thirty (30) votes were cast. Supervisor Singert voted “no”. The rest, twenty-nine (29) voted “aye”. The ordinance was adopted.

Ordinance 157-O-120 (157-114) was presented for action. (Sale of Excess Right of Way, CTH SS at CTH G, City of Pewaukee)

Supervisor Manke moved to adopt Ordinance 157-O-120 (157-114). Supervisor Swan seconded the motion. The Board was polled and thirty (30) votes were cast, all “aye”. The ordinance was adopted.

Ordinance 157-O-113 (157-115) was presented for action. (Endorse the Receipt and Expenditure of Federal Funds to Enhance the Automation Activities of Waukesha County Federated Library System Member Libraries)

Supervisor Manke moved to adopt Ordinance 157-O-113 (157-115). Supervisor Haukohl seconded the motion. The Board was polled and thirty (30) votes were cast, all “aye”. The ordinance was adopted.

Ordinance 157-O-114 (157-116) was presented for action. (Approve Appropriation of Community Development Block Grant (CDBG) and Home Investment Partnership Program Income)

Supervisor Manke moved to adopt Ordinance 157-O-114 (157-116). Supervisor Wolff seconded the motion. The Board was polled and thirty (30) votes were cast. Supervisors Thelen and Kolb, two (2) in all voted “no”. The rest, twenty-eight (28) voted “aye”. The ordinance was adopted.

Supervisor Manke moved to confirm the appointment of Ken Herro to the Fowler Lake Management District. Supervisor Jaske seconded the motion. The Board was polled and thirty (30) votes were cast. Supervisor Singert voted “no”. The rest, twenty-nine (29) voted “aye”. The appointment was confirmed.

Resolution 157-R-012 (157-11) was presented for action. (Resolution in Support of a New 3 - Way Mining Agreement)

Supervisor Manke moved to adopt Resolution 157-R-012 (157-11). Supervisor Bruce seconded the motion. The Board was polled and thirty (30) votes were cast. Supervisors Pavelko, Fanfelle, Cummings, Thelen, Marchese, Seitz and Singert, seven (7) in all voted “no”. The rest, twenty-three (23) voted “aye”. The resolution was adopted.

Ordinance 157-O-121 (157-117) was presented for action. (Authorize the Waukesha County University of Wisconsin Extension to Accept U.S. Department of Health and Human Services Substance Abuse and Mental Health Services Administration Grant Funds)

Supervisor Manke moved to adopt Ordinance 157-O-121 (157-117). Supervisor Wolff seconded the motion. The Board was polled and thirty (30) votes were cast. Supervisors Kolb and Singert, two (2) in all voted “no”. The rest, twenty-eight (28) voted “aye”. The ordinance was adopted.

The Chairman declared a recess.

Supervisor Sonnentag arrived.

Supervisor Behrend was absent.

Supervisor Seitz moved to reconsider Proposed Resolution 157-R-011 (157-10): Support State and Federal Funding for Teen Courts.

Supervisor Manke seconded the motion.

The Board was polled on the motion and thirty (30) votes were cast. Supervisors Sonnentag, Kolb, Cummings, Thomas, Pavelko, Silva, Klein, Jaske, Nilson, Gundrum and Singert, eleven (11) in all voted “no”. The rest, nineteen (19) voted “aye”. The motion carried.

Supervisor Gundrum moved to call for the question. Supervisor Fanfelle seconded the motion. The Board was polled and thirty (30) votes were cast. Supervisors Jeskewitz, Haukohl, Swan, Kolb, Cummings, Stroud, Seitz, Broesch, Wolff, Griffin, Manke, Silva, Nilson and Singert, fourteen (14) in all voted “no”. The rest, sixteen (16) voted “aye”. The motion was defeated.

Supervisor Behrend returned.

Supervisor Harenda moved to amend the resolution as follows:

In the first resolved paragraph, delete the following:

“NOW THEREFORE BE IT HEREBY RESOLVED by the Waukesha County Board of Supervisors that it supports the creation of a state and/or federal funding source for teen courts in Wisconsin, provided that a teen courts financing proposal does not reduce any state funding for the state court system.”

Supervisor Thomas seconded the motion.

Supervisor Stroud moved to amend the amendment as follows:

In the title, delete the words “Support State and Federal Funding for Teen Courts” and add the words “Support the Concept of Teen Courts”

Supervisor Harenda seconded the motion.

Supervisor Kolb moved to call for the previous question. Supervisors Sonnentag, Gundrum, Broesch, Bruce and Fanfelle seconded the motion. The Board was polled and thirty-one (31) votes were cast. Supervisors Haukohl, Sonnentag, Pronold, Cummings, Thomas, Pavelko, Carlson, Manke, Fanfelle, Silva, Jaske, Nilson, Gundrum and Singert, fourteen (14) in all voted “no”. The rest, seventeen (17) voted “aye”. The motion was defeated.

The Board was polled on the amendment to the amendment and thirty-one (31) votes were cast. Supervisors Kolb, Pavelko, Seitz, Thelen, Dwyer, Manke, Fanfelle, Bruce, Silva, Klein and Singert, eleven (11) in all voted “no”. The rest, twenty (20) voted “aye”. The motion carried.

Supervisor Haukohl made the following technical amendment to the resolution:

In the second resolved paragraph delete the words:

“BE IT FURTHER RESOLVED”

and insert the words:

“NOW THEREFORE BE IT HEREBY RESOLVED”

Supervisor Kolb moved to call for the previous question. Supervisors Seitz, Marchese, Thelen, Pavelko and Fanfelle seconded the motion. Supervisors Harenda, Swan, Behrend, Sonnentag, Cummings, Thomas, Stroud, Pavelko, Fanfelle, Silva, Jaske, Nilson and Gundrum, thirteen (13) in all voted “no”. The rest, eighteen (18) voted “aye”. The motion was defeated.

Supervisor Fanfelle moved to refer the resolution to the Judiciary and Law Enforcement Committee with the intent to rewrite it to form a county grant funded program. Supervisor Cummings seconded the motion. The Board was polled and thirty-one (31) votes were cast. Supervisors Jeskewitz, Haukohl, Harenda, Swan, Sonnentag, Kolb, Pronold, Thomas, Thelen, Carlson, Broesch, Dwyer, Wolff, Griffin, LaPorte, Manke, Kipp, Bruce, Silva, Jaske, Nilson, Gundrum and Singert, twenty-three (23) in all voted “no”. The rest, eight (8) voted “aye”. The motion was defeated.

Supervisor Thomas moved to call for the question. Supervisor Harenda seconded the motion. The Board was polled and thirty-one (31) votes were cast. Supervisors Jeskewitz, Cummings and Singert, three (3) in all voted “no”. The rest, twenty-eight (28) voted “aye”. The motion carried.

The Board was polled on the amendment as amended and thirty-one (31) votes were cast. Supervisors Haukohl, Pavelko, Seitz, Thelen, Broesch, Dwyer, Wolff, LaPorte, Manke, Fanfelle, Kipp, Bruce, Klein and Singert, fourteen (14) in all voted “no”. The rest, seventeen (17) voted “aye”. The motion carried.

Supervisor Thomas moved to amend the resolution as follows:

In the second resolved paragraph delete the words:

“BE IT FURTHER RESOLVED that upon approval of this resolution a letter expressing Waukesha County’s support for teen courts shall be sent to Senators Kohl and Feingold and Representative Sensenbrenner.

Supervisor Singert seconded the motion.

With the consent of the second, Supervisor Thomas then moved to amend the second resolved paragraph to read as follows:

“NOW THEREFORE BE IT HEREBY RESOLVED that upon approval of this resolution a letter expressing Waukesha County Board support for teen courts shall be sent to County Executive Dan Finley.

Supervisor Manke moved to call for the previous question. Supervisors Kipp, Broesch, Pronold, Stroud and Jaske seconded the motion. The Board was polled and thirty-one (31) votes were cast. Supervisors Cummings, Thomas, Pavelko, Thelen, Nilson and Singert, six (6) in all voted “no”. The rest, twenty-five (25) voted “aye”. The motion carried.

The Board was polled on Resolution 157-O-011 (157-10) as twice amended and thirty-one (31) votes were cast. Supervisors Thomas, Pavelko, Thelen, Fanfelle, Silva, Klein, Nilson and Singert, eight (8) in all voted “no”. The rest, twenty-three (23) voted “aye”. The resolution was adopted as twice amended.

Supervisor Thomas left the meeting.

Ordinance 157-O-115 (157-118) was presented for action. (Approve Application for and Acceptance of FY-2002 Domestic Preparedness Sub-Grant Funds and Modify the Waukesha County Emergency Management’s 2003 Budget to Appropriate Grant Expenditures and Revenues)

Supervisor Kipp moved to adopt Ordinance 157-O-115 (157-118). Supervisor Behrend seconded the motion. The Board was polled and thirty (30) votes were cast, all “aye”. The ordinance was adopted.

Ordinance 157-O-122 (157-119) was presented for action. (Modify the Waukesha County Emergency Management’s 2003 Budget to Appropriate Federal Emergency Management Agency Grant Expenditures and Revenues)

Supervisor Kipp moved to adopt Ordinance 157-O-122 (157-119). Supervisor Cummings seconded the motion. The Board was polled and thirty (30) votes were cast, all “aye”. The ordinance was adopted.

Ordinance 157-O-123 (157-120) was presented for action. (Modify Sheriff’s Department 2003 Budget Expenditure of Donated Funds)

Supervisor Kipp moved to adopt Ordinance 157-O-123 (157-120). Supervisor LaPorte seconded the motion. The Board was polled and thirty (30) votes were cast, all “aye”. The ordinance was adopted.

Ordinance 157-O-124 (157-121) was presented for action. (Transfer Carryover Funds from 2002 Unexpended Appropriations to 2003 Budgeted Appropriations)

Supervisor Haukohl moved to adopt Ordinance 157-O-124 (157-121). Supervisor Marchese seconded the motion. The Board was polled and thirty (30) votes were cast, all “aye”. The ordinance was adopted.

Supervisor Swan moved to adjourn to Tuesday, March 10, 2003 at 7:00 p.m. or at the call of the County Board Chair. Supervisor Seitz seconded the motion and it carried by a voice vote unanimously.

The Board adjourned at 12:22 p.m.

Respectfully submitted,

Kathy Nickolaus
Waukesha County Clerk